

MEETINGS TO DATE 14
NO. OF REGULARS 10
NO. OF SPECIALS 4

LANCASTER, NEW YORK
MAY 20, 1991

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 20th day of May 1991 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, DEPUTY SUPERVISOR
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN

ABSENT: STANLEY JAY KEYSA, SUPERVISOR

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
BRUCE SHEARER, TOWN ENGINEER
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all interested persons upon the use of Federal Community Development Funds in the Town of Lancaster for the years 1991-1992.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

SUGGESTED USES

NONE

COMMENTS

NONE

QUESTIONS ONLY

Gloria Kubicki

ADDRESS

15 Maple Drive, Lancaster

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

The Deputy Supervisor informed those present that the Town Board would reserve decision on this matter.

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PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed amendments to Chapter 37, Sewer Use Ordinance, of the Code of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS

None

QUESTIONS

None

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:35 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

RESOLVED, that the minutes from the Joint Meeting of the Town Board
and the Planning Board held on May 6, 1991 and the Regular Meeting of the Town
Board held on May 6, 1991, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.MIN (P2)

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, TRI-COUNTY CABLEVISION, the cable franchisee in the Town of Alden, has requested permission from the Town of Lancaster to use existing poles on Westwood Road to run cable to provide service to homeowners on Westwood Road, and

WHEREAS, the Town Board has reviewed the request made by the Town of Alden Supervisor on behalf of Tri-County Cablevision, and finds no objection to granting a permission to use the existing utility poles in the Town of Lancaster right of way along Westwood Road;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby grants permission to the Town of Alden CATV Franchisee, Tri-County Cablevision to use existing utility poles in the Town of Lancaster right of way on Westwood Road for the purposes of providing CATV service to Town of Alden residents on Westwood Road.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, a Public Hearing was held on the 20th day of May, 1991, for the purpose of amending Chapter 37, Sewer Use Ordinance, of the Code of the Town of Lancaster, County of Erie, State of New York, and persons for and against such amendments have had an opportunity to be heard, and

WHEREAS, a Notice of Public Hearing was duly published and posted, and

WHEREAS, the Town Board, and Town Attorney have recommended the proposed amendments of the Code of the Town of Lancaster, County of Erie,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 37, Sewer Use Ordinance of the Code of the Town of Lancaster be and is hereby amended, in form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on the 20th day of May, 1991;
3. That a Certified copy of this Amendment be posted on the Town Bulletin Board;
4. That Affidavits of Publication and Posting be filed with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

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LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT OF CHAPTER 37, SEWER USE ORDINANCE
OF CODE OF THE TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that Chapter 37, Sewer Use Ordinance of the Code of the Town of Lancaster be and hereby is amended.

CHAPTER 37 - SEWER USE

Chapter 37, Sewer Use, of the Code of the Town of Lancaster shall be amended as follows:

1. Section 37-8. D. (1) shall be deleted in its entirety and a new Section 37-8.D.(1) enacted in place thereof, which reads as follows:

"§37-8. D.

1. Any liquid, solid or vapor having a temperature higher than one hundred fifty (150) degrees Fahrenheit (65 degrees C); however, such liquid, solid or vapor shall not cause the temperature of the fluent to the to the Sewage Treatment Plant to be greater than the 40 C (104 F). The Superintendent reserves the right, in certain instances, to prohibit wastes at temperatures above 60 F (18 C)."

2. Section 37-8. J. shall be deleted in its entirety and a new Section 37-8. J. enacted in place thereof, which reads as follows:

"§37-8. J. Nothing in this article shall be construed as preventing any special agreement or arrangement between the Town and any user of the wastewater facilities whereby wastewater of unusual strength or character is accepted into the system and specially treated, subject to any payments or user chargers as may be applicable.

In entering such a special agreement the Town must consider whether it will:

- a. Prevent pass through or interference;
- b. Protect municipal employees;
- c. Provide equitable compensation to the Town for wastewater conveyance and treatment.

No discharge in violation of Federal Pretreatment Standards will be allowed under the terms of such special agreements."

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3. Section 37.10 (A) shall be deleted in its entirety and a new Section 37.10 A. enacted in place thereof, which reads as follows:

"§37-10. A. The Superintendent and/or other authorized representatives of the Town, representatives of the USEPA, NYSDEC, NYSDOH, or the County Health Department bearing proper credentials and identification shall be permitted to enter all non-residential properties at all reasonable times for the purpose of inspection, observation, sampling, flow measurement and testing to ascertain a user's compliance with applicable provisions of federal and state law governing use of the Town's public sewer system and with the provisions of this Law. Inspections of residential properties shall be performed in proper observance of the resident's civil rights. Such representatives shall have the right to set up on the user's property such devices as are necessary to conduct sampling or flow measurement. Such representatives shall additionally have access to and may copy any records the user is required to maintain under this law. Where a user has security measures in force which would require proper identification and clearance before entry into the premises, the user shall make necessary arrangements so that upon presentation of suitable identification, inspecting personnel will be permitted to enter without delay for the purpose of performing their specific responsibilities."

4. Section 37-11 B. shall be amended to read as follows:

"§37-11. B. 1. Any person found to be violating or any person who shall continue any other violation beyond the time limit provided in shall be guilty of an offence against this ordinance and, on conviction thereof, shall pay a penalty in an amount not exceeding five hundred dollars (\$500.) per day.

2. Each user of the Town sewage plant will comply with all applicable federal categorical pretreatment standards and requirement."

May 20, 1991

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY THAT I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the TOWN OF LANCASTER in said County of Erie, have compared the foregoing copy of ORDINANCE AMENDMENT with the original thereof filed in my office at Lancaster, New York, on the 20th day of May, 1991, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town this 20th day of May, 1991.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to Chapter 50, Zoning, of the Code of the said Town, by deletion of Section 50-32 in its entirety and a new Section 50-32 enacted in place thereof,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town of Law of the State of New York, a public hearing on the proposed deletion of Section 50-32 and enactment of a new Section 50-32 of Chapter 50, Zoning, of the Code of the Town of Lancaster, County of Erie and State of New York will be held at the Town Hall, 21, Central Avenue, Lancaster, New York, on the 3rd day of June 1991, at 8:10 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published on or before the 23rd day of May, 1991, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

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**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 20th day of May, 1991, the said Town Board will hold a Public Hearing on the 3rd day of June, 1991, at 8:10 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York to hear all interested persons upon the proposed deletion of Section 32 of Chapter 50, Zoning, of the Code of the Town of Lancaster and the enactment of a new Section 32 of Chapter 50, Zoning, of the said Code, to read as follows:

CHAPTER 50, ZONING

Chapter 50, Zoning, of the Code of the Town of Lancaster shall be amended as follows:

Section 50-32. "Minimum building lines on major streets", is hereby deleted in its entirety, and a new Section 50-32 is enacted in place thereof, which reads as follows:

§50-32. Minimum building lines on major streets.

Except as provided in §50-17, minimum building lines measured from the center of the street shall supercede the minimum front yard requirements for those districts on the following streets:

Street Name	Location	Minimum Distance (feet)
Transit Road	North and south of Village of Depew	90
Genesee Street	East of Harris Hill Road	90
Wehrle Drive	West of Harris Hill Road	90
Walden Avenue	From Cemetery Road East to Town Line Road	90
William Street	All	90
Pavement Road	All	90
Bowen Road	All	90
Aurora Street	All	90
Town Line Road	All	90

Full opportunity to be heard will be given to any all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 20, 1991

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that Stanley Jay Keysa, the Supervisor, is authorized and directed to file an application on forms prescribed by the New York State Office of Parks, Recreation and Historic Preservation for financial assistance in accordance with the provision of the Land and Water Conservation Fund in an amount not to exceed \$250,000 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this municipality for the Improvements to Walden Pond Park.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

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THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

**RESOLUTION SHOWING TABULATION OF VOTES CAST AND
DECLARATION OF THE RESULTS OF THE BALLOT AT THE SPECIAL
TOWN ELECTION OF THE TOWN OF LANCASTER ON MAY 15, 1991.**

WHEREAS, pursuant to a resolution of the Town Board of
Town of Lancaster, adopted April 15, 1991, a Special Town
Election was held, within said Town, at the Lancaster Town Hall,
21 Central Avenue, Lancaster, New York, for the purpose of voting
on the Proposition set forth in the Notice calling said Special
Town Election;

Now, therefor be it

RESOLVED BY THE TOWN BOARD OF TOWN OF LANCASTER, COUNTY
OF ERIE, NEW YORK, as follows:

Section 1. It is hereby determined that the Special
Town Election held at the Lancaster Town Hall, within said Town
on May 15, 1991, was held in all respects in the manner
prescribed by the Town Law of the State of New York.

Section 2. The Certificate of Inspectors of Election
has been presented to the Town Board of said Town and said Town
Board has examined said Certificate and tabulated it as follows:

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Total number of names on the Register	<u>16,509</u>
Total number of names on the Poll List	<u>2,238</u>
Total number of Ballots cast	<u>2,238</u>
Total number of Ballots cast in favor of Proposition	<u>435</u>
Total number of Ballots cast against Proposition	<u>1,802</u>
Number of blank Ballots	<u>1</u>

Section 3. This Town Board has this day canvassed the returns as contained in such Certificate and HEREBY DETERMINES AND DECLARES the result of the canvass of the voting on the Proposition to be as follows:

PROPOSITION

FOR: 435
AGAINST: 1,802

Section 4. It is HEREBY FURTHER DETERMINED that said Proposition was defeated by a majority of votes cast thereon and is HEREBY DECLARED to be Null and Void.

Section 6. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, COLECRAFT CO., INC., has transmitted a revised site plan for an addition to its office located at 3949 Walden Avenue, Lancaster, New York, as prepared by Benard & DeSimone Architects, and dated May 15, 1991, and

WHEREAS, the Town Board has caused a review of the aforementioned site plan, and

WHEREAS, the Planning Board of the Town of Lancaster has approved the site plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Colecraft Co., Inc., as prepared by Bernard & DeSimone Architects, dated May 15, 1991, and approved by the Planning Board on May 15, 1991, for an addition to its office at 3949 Walden Avenue, Lancaster, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Cimato Bros., Inc., has applied to the Town Board of the
Town of Lancaster for permits to construct Public Improvements upon real
property in the Town of Lancaster within Willow Ridge Subdivision and

WHEREAS, the Town Engineer of the Town of Lancaster has certified
on the following permit applications that he has reviewed the improvements
plans and permit applications for the installation of the public improvements
requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 250 and
251 of Cimato Bros, Inc., 9220 Transit Road, East Amherst, New York, 14051,
for the installation of:

- P.I.P. No. 250 - Install Street Lights within Willow Ridge
(Street Lighting) Subdivision.
- P.I.P. No. 251 - Install sidewalks within Willow Ridge Subdivision
(Sidewalks) as per Town specifications, across each and every
sublot; sublot 1 through sublot 32

be and are hereby approved and the installation of the improvements requested
be and is hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as
authorized in Chapter 11-6 of the Code of the Town of Lancaster is
provided -- or -- until approval of all Public Improvements,
including lighting and sidewalks, by the Town Engineer and Town
Board, and sewer by Erie County Sewer District No. 4, and conveyance
of Warranty Deed with adequate title insurance and bill of sale of
improvements rights-of-way, and easement, and delivery of two (2)
year maintenance bonds from date of acceptance in the principal sum
of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.P.I.P.A (P3)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the
interest of public safety to extend a culvert under Penora Street, south of
Como Park Boulevard, identified by the County of Erie as BR 23-1

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That bids be received by the Supervisor of the Town of Lancaster
on the 3rd day of June, 1991 at 10:30 o'clock A.M., Local Time, for the
purpose of furnishing to the Town of Lancaster Six (6) Precast Concrete
Sections of Box Culvert in accordance with specifications on file in the Town
Clerk's Office, and

2. That the Town Clerk be and is hereby authorized to place a
Notice to Bidders in the Lancaster Bee and post Notices thereof as required by
Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

32x1

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that sealed Bids will be received by the Supervisor of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to 10:30 o'clock A.M., Local Time, on the 3rd day of June, 1991, for the purpose of furnishing to the Town of Lancaster, Six (6) Precast Concrete Sections of Box Culvert, in accordance with specifications on file in the Town Clerk's office in the Town Hall.

A certified check or bid bond in an amount representing five per centum (5%) of the total Bid, payable to the Supervisor of the Town of Lancaster, and a non-collusive bidding certificate must accompany each bid.

The Board reserves the right to waive any informalities in or to reject any or all bids.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 20, 1991

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, the Dog Control Officer of the Town of Lancaster, by letter dated april 30, 1991, has requested authorization to conduct a licensing and enumerating campaign in the Town of Lancaster and the Villages of Depew, east of Transit Road, and

WHEREAS, the Dog Control Officer, by same letter, anticipates a starting date of late May, with two Assistant Dog Control Officer woking full time until August 31, 1991,

NOW, THEREFORE, BE IT

RESOLVED, that the Michael Wehner, Dog Control Officer of the Town of Lancaster, be and hereby is authorized to conduct a licensing and enumerating campaign in the Town of Lancaster and the Villages of Depew, east of Transit Road, and

BE IT FURTHER

RESOLVED, that such enumeration is set for late May, with two Assistant Dog Control Officers working full time until August 31, 1991.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.DOG.ENUMERATION

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Pleasantview Associates, 2730 Transit Road, West Seneca, New York 14224, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Stony Brook Subdivision, Phase I, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 248 and 249 of Pleasantview Associates, 2730 Transit Road, West Seneca, New York, for the installation of:

- P.I.P. No. 248 - 6 standards complete with fixture lamps,
(Street Lighting) photocontrols and 1 high pressure sodium flood
light for entrance sign.
- P.I.P. No. 249 - Across the lot frontage of sublots 1 thru 22 as
(Sidewalks) shown on Map Cover #2590, being approximately
total 2,500 lineal feet; 4' wide sidewalk with
handicap ramps at roadway intersections.

be and are hereby approved and the installation of the improvements requested
be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.P.I.P.a (P2)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by
letter dated May 6, 1991 has requested the confirmation of one new member to
the membership of said fire association,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the addition to the membership of the Bowmansville Volunteer Fire
Association, Inc. of the following individual:

PROBATIONARY ACTIVE MEMBER

Edward Kulpa
12 Ravenwood Drive
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.FIRE (P1)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town of Lancaster is planning to file a Municipal Park
Project Application under the Land and Water Conservation Fund for
improvements to Walden Pond Park, and

WHEREAS, each approved project may receive up to 50% reimbursement
of the total cost of the project, and

WHEREAS, the Town may expend funds prior to the award of the grant
application,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster apply for a Waiver of
Retroactivity, which will enable all current expenditures to be eligible for
50% grant funds should the project be approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, Dana Warman, 71 Sandhurst, Amherst, New York 14226, has applied to the Town Board of the Town of Lancaster for permits to construct Public Improvements upon real property in the Town of Lancaster within Liberty Square Subdivision, and

WHEREAS, the Town Engineer of the Town of Lancaster has certified on the following permit applications that he has reviewed the improvement plans and permit applications for the installation of the public improvements requested, and that they conform to the Ordinances of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Public Improvement Permit Application Nos. 244, 245, 246 and 247 of Dana Warman, 71 Sandhurst, Amherst, New York, for the installation of:

- P.I.P. No. 244 - 1600 l.f.+ of roadway including temporary turn-
(Pavement & Curbs) around and barricade
- P.I.P. No. 245 - 1700 l.f.+ of pipe including (17) structure; 2400
(Storm Sewer) l.f.+ of rear yard drainage
- P.I.P. No. 246 - 1600 l.f.+ of 8" water line including hydrants,
(Water Line) valves, and blow-off
- P.I.P. No. 247- 1/2 ac. detention pond including concrete gutter
(Detention Basin) as per plan, topsoil and feeding.

be and are hereby approved and the installation of the improvements requested
be and are hereby authorized, subject to the following condition:

No Building Permits shall be issued until Performance Security as authorized in Chapter 11-6 of the Code of the Town of Lancaster is provided -- or -- until approval of all Public Improvements, including lighting and sidewalks, by the Town Engineer and Town Board, and sewer by Erie County Sewer District No. 4, and conveyance of Warranty Deed with adequate title insurance and bill of sale of improvements rights-of-way, and easement, and delivery of two (2) year maintenance bonds from date of acceptance in the principal sum of 25% of the total cost of the improvement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991
File: R.P.I.P. (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, GREGORY ZAFIRAKIS the owner of a parcel of land on the north side of Genesee Street, east of Harris Hill Road, in the Town of Lancaster, has petitioned the Town Board of the Town of Lancaster for the rezone of said property (Parcel 1) from an RCO - Residential Commercial Office District and R1-Residential District One to a CMS - Commercial-Motor Service District and (Parcel 2) R1 - Residential District One to an MFR-4 Multi-family District 4, and

WHEREAS, the petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 3rd day of June, 1991 at 8:20 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to §239(m) of the General Municipal Law, and which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	WAS	ABSENT

May 20, 1991

32x1

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 20th day of May, 1991, the said Town Board will hold a Public Hearing on the 3rd day of June, 1991, at 8:20 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property, as follows:

PARCEL NO. 1 - RCO--Residential Commercial Office and R1-Residential District One to CMS-Commercial-Motor Service District, described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York being part of Lot No. 3, Section 12, Township 11, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING, at a point in the center line of Genesee Street as now laid out, distant 187.29 feet northeasterly from the point of intersection of the center line of Genesee Street with the center line of Harris Hill Road; running thence easterly parallel with the center line of Genesee St., 708.49 feet to a point, thence northwesterly 90° or perpendicular from said center line of Genesee Street, a distance of 113.0 feet, thence commencing north to a distance of 112.87 feet, said line being parallel to center line of Harris Hill Road; to a point being 743.28 feet east of the center line of Harris Hill Road, thence commencing easterly along the north line of said Lot No. 3, 464.45 feet to a point in the center line of Genesee Street as now laid out, said point being 122.17 feet west of the northeast corner of Lot No. 3; thence northwesterly along the center line of Genesee Street as now laid out, 400.57 feet more or less to the point or place of beginning.

and

PARCEL NO. 2 - R1 - Residential District One to an MFR-4 - Multi-family Residential District Four, described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 3, Section 12, Township 11, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

32X1

COMMENCING, at a point in the center line of Genesee Street, as now laid out, distant 187.29 feet northeasterly from the point of intersection of the center line of Genesee Street with the center line of Harris Hill Road; running thence northerly parallel with the easterly line of Lot No. 3, 538.58 feet to a point in the north line of Lot No. 3, being also the center line of Old Genesee Street Road, distant 165.78 feet easterly from the center line of Harris Hill Road, as measured along said north line of Lot No. 3; thence easterly along the north line of said Lot No. 3, 577.50 feet to a point, thence continuing southerly and parallel to the center line of Harris Hill Road, a distance of 112.87 feet; thence continuing southeasterly a distance of 113.00 feet to the center line of Genesee Street as now laid out, and southwesterly along the center line of Genesee Street, a distance of 708.49 feet more or less to the point or place of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

Dated: May 20, 1991

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 19626 to Claim No. 19908 Inclusive.

Total amount hereby authorized to be paid:

\$501,177.72

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.CLAIMS

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GIZA , TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

- (T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.
- (SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster.
- (CSW) = Conditional sidewalk waiver.

<u>NO.</u>	<u>CODE</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
185		M/M Roberts	125 Broezel Ave	ER. FENCE
186		Michael Katilus	1215 Penora St	ER. POOL
187 (T)		Southpoint Homes, Inc.	27 Southpoint Dr	ER. SIN. DWLG
188		Patrick Hickey	9 Deepwood Pl	ER. POOL
189		Wayne Sanders	438 Pleasant View Dr	ER. SHED
190		Sharon Zawadzki	11 Greenbriar Dr	ER. DECK
191		Nick Ciccarelli	833 Erie St	DEM. SIN. DWLG
192(T) (SW)		Nick Ciccarelli	833 Erie St	ER. SIN. DWLG
193		Richard Heller	18 Gale Dr	ER. POOL
194		Mark Vedella	19 Grace Way	ER. SHED
195 (T)(SW)		Aiken Agency	756 Hall Rd	ER. SIN. DWLG
196		M/M David Zurawski	4853 William St	ER. SHED, POOL
197		James K Barwell	5464 Genesee St	ER. FENCE
198		John Mazur	451 Central Ave	ER. FENCE
199		Patrick Pokowski	703 Pleasant View	ER. DECK
200		Bob Rausche	705 Schwartz Rd	EX.SIN.DWLG, PORCH
201		Majestic Pools Inc	14 Greenmeadow Dr	INSTALL POOL
202 (T)		Donato Developers	242 Warner Rd	ER. SIN. DWLG
203		Greg Stevens	19 Plumb Creek Trail	ER. DECK
204		Lynn Steenman	484 Harris Hill Rd	INSTALL POOL
205 (T)		Randolph D. Lutz	170 Enchanted Forest S	ER. SIN. DWLG
206		Transit French Assoc.	4783-4801 Transit Rd	ER. PLAZA (SHELL ONLY)
207 (T)		Heritage Builders	37 Lake Forest E	ER. SIN. DWLG
208		Steven Mogle	28 Greenbriar Dr	ER. DECK
209		Carroll Studley	148 Brunck Rd	ER. DECK.

25 x 1

32 x 1

210	Mark J. Lawniczak	61 Heritage Dr	EXT. SIN. DWLG
211	Raymond Stern	206 Enchanted Forest N	ER. DECK
212	Al Fuller	6 Northbrook Dr	ER. DECK
213	Douglas Zimmerman	33 Running Brook Dr	ER. DECK
214	Decks Unlimited	15 Plumb Creek Trail	ER. DECK
215	Decks Unlimited	6350 Broadway	ER. DECK
216	M/M John Mierzwa	65 Heritage Dr	ER. DECK
217	John Canale	8 Birchwood Comm	ER. SAT.DISH
218	Wal-Cem Realty	4025 Walden Ave	ALTER BLDG
219	Allen Tomaszewski	61 Miller St	ER.FENCE,DECK
220	Victor Scaccia	15 Greenmeadow Dr	ER. FENCE
221 (T)	MLC Homes Inc	155 Pleasant View	ER. SIN. DWLG
222 (T)	Marrano/Marc Equity	44 Cardinal Ct	ER. SIN. DWLG
223 (T)(SW)	Norpol Enterprise	165 Schwartz Rd	ER. SIN. DWLG
224	Quality Aluminum	773 Schwartz Rd	EX. SIN. DWLG
225	Denis Sujka	1229 Penora St	ER. POLE BARN
226	Rory Sera	4812 William St	ER. FENCE
227	Kenneth May	22 Pinetree Dr	ER. DECK
228	Zielinski Home Impro.	40 Steinfeldt Rd	EX. SIN. DWLG
229 (T)	Lovejoy Floor Covering	29 Running Brk Dr	ER. SIN. DWLG

and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the condition that the Town of Lancaster, at any future date, has the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

32X1

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK, TO WIT:

WHEREAS, there is a need to locate space for the Youth Bureau and the Meals on Wheels Program of the Town of Lancaster, and

WHEREAS, there is adequate space at the Southeast Community Center for the Youth Bureau and the Trinity Episcopal Church for the Meals on Wheels Program,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster be and hereby authorizes the Supervisor to negotiate for lease agreements with the Southeast Community Work Center for space for the Youth Bureau and the Trinity Episcopal Church for space for the Meals on wheels Program.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

File: R.SUSPENDED

32X1

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously granted approval to Glenridge Development of Lancaster Inc., for a condominium development on Broadway, and

WHEREAS, the property had been rezoned on application by Giallanza Corp. to a zoning classification of R-2 permitting multiple dwelling in 1987, and

WHEREAS, it has come to the attention of the Town Board that the present developer was unaware of the rezone condition that required that existing vegetation remain undisturbed;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby amends the approval of the site plan for Glenridge Condominiums to require adherence to the rezone approval as relates to the retention of existing vegetation and specifically developer:

1. shall retain a 50 ft. to 60 ft. buffer of vegetation from boundary between Nos. 17 and 19 Glendale through No. 49 Glendale;
2. shall revise detention basins to provide for buffer to backyards on Glendale;
3. shall construct drainage swale with minimal disturbance to buffer area.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA WAS ABSENT

May 20, 1991

32X1

STATUS REPORT ON UNFINISHED BUSINESS:1. Detention Basin - Milton Drive

On November 15, 1990, the Town Board met with the Village Board on this matter.

2. Dumping Permit - Diamond "D" Construction, Corp.

On May 2, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.

3. Dumping Permit - David C. Lual

On January 25, 1991, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.

4. Dumping Permit - Walter Mikowski

On March 14, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.

5. Dumping Permit - Gregory ZaFirkakis

On November 19, 1990, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.

6. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase I (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	Yes
Pavement and Curbs	Yes	Yes	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes	n/a	Yes
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

7. Public Improvement Permit Authorization - Deer Cross Subdivision, Phase II (Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	Yes
Pavement and Curbs	Yes	No	No	Yes	Yes
Storm Sewers	Yes	No	No	n/a	Yes
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

8. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase I (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway Grading	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

9. Public Improvement Permit Authorization - Foreststream Village Subdivision, Phase II (DiLapo) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Floodway (S. Br.)	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)10. Public Improvement Permit Authorization - Foreststream Village Subdivision,
Phase III (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

11. Public Improvement Permit Authorization - Hidden Hollow Subdivision,
(Paul M. Dombrowski)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Street Lights	Yes	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

12. Public Improvement Permit Authorization - Hillview Estates Subdivision
Phase I (Hillview Development)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	No	No	No	n/a	No
Pavement and Curbs	No	No	No	No	No
Storm Sewers	No	No	No	n/a	No
Detention Basin	No	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Indian Pine Village Subdivision
(Fischione Const., Inc.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

14. Public Improvement Permit Authorization - Lake Forest Subdivision,
Phase I (Dana Warman) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	Yes	Yes	n/a	No

15. Public Improvement Permit Authorization - Liberty Square Subdivision
(Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	No	n/a	No
Pavement and Curbs	Yes	No	No	No	No
Storm Sewers	Yes	No	No	n/a	No
Detention Basin	Yes	No	No	n/a	No
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)16. Public Improvement Permit Authorization - Meadowlands Subdivision
(Bosse) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

17. Public Improvement Permit Authorization - The Meadows Subdivision
(Giallanza) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Street Lights	Yes	No	No	n/a	No

18. Public Improvement Permit Authorization - Pine Tree Farm, Phase I
(Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	*	Yes
Detention Basin	Yes	No	No	No	n/a

* Deed received but not yet recorded.

19. Public Improvement Permit Authorization - Pine Tree Farm, Phase II
(Josela - East off Aurora Street) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Pavement and Curbs	Yes	Yes	Yes	No	Yes

20. Public Improvement Permit Authorization - Southpoint Subdivision, Phase I
(Josela) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
E. Detention Pond	Yes	No	No	No	n/a
W. Detention Pond	Yes	No	No	No	n/a
Sidewalks	No	n/a	n/a	n/a	n/a

21. Public Improvement Permit Authorization - Stony Brook, Phase I
(Marrano)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	Yes
Pavement & Curbs	Yes	Yes	Yes	*	Yes
Storm Sewers	Yes	Yes	Yes	n/a	Yes
Detention Area 1	Yes	No	No	No	n/a
Detention Area 2	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

* Deed received but not yet filed.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)22. Public Improvement Permit Authorization - Warnerview Estates, Phase I
(Donato) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No

23. Public Improvement Permit Authorization - Warnerview Estates, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	Yes	Yes	n/a	No
Pavement and Curbs	Yes	Yes	Yes	Yes	No
Storm Sewers	Yes	Yes	Yes	n/a	No
Detention Basin	n/a	n/a	n/a	n/a	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

24. Public Improvement Permit Authorization - Willow Ridge Subdivision
(Cimato Bros.) Outstanding Items Only:

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Detention Basin	Yes	No	No	No	n/a
Street Lights	Yes	No	No	n/a	No
Sidewalks	Yes	n/a	n/a	n/a	n/a

25. Public Improvement Permit Authorization - Windsor Ridge Subdivision, Phase I (M. J. Peterson)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>	<u>DEEDS</u>	<u>BILLS OF SALE</u>
Water Line	Yes	No	Yes	n/a	No
Pavement and Curbs	Yes	No	Yes	No	No
Storm Sewers	Yes	No	Yes	n/a	No
Detention Basin	Yes	No	No	No	n/a
Street Lights	No	No	No	n/a	No
Sidewalks	No	n/a	n/a	n/a	n/a

26. Rezone Petition - Gregory Zafirakis (Genesee Street)

On May 7, 1991, this petition was referred to the Planning Board for review and report.

27. State Contract Grant - 40 Clark Street Museum.

Application for grant has been filed.

28. Subdivision Approval - Bowen Road Square (Off Bowen Road)

On August 30, 1990 the developer tendered to the Town Clerk a subdivision filing fee of \$1,135.00. On August 1, 1990 the Planning Board approved the preliminary plat for this development subject to three conditions. On January 22, 1991 the Municipal Review Committee tabled their SEQR Review decision pending receipt of additional data from the petitioner.

32X1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

29. Subdivision Approval - Country Club Commons (Townhouses - Off Broadway West of the Lancaster Country Club)
On July 9, 1990, the Municipal Review Committee adopted a Negative SEQOR Declaration on this matter. On October 24, 1990, the Building Inspector transmitted an Application for Sketch Plan Approval to the Planning Board for review. On November 7, 1990, the Planning Board approved the sketch plan for this development. On November 21, 1990, the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1090.00. On November 28, 1990 the Planning Board approved the Preliminary Plat Plan. On February 1, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On February 11, 1991 the Town Attorney notified the developer that the final plat was not sufficient.

30. Subdivision Approval - Coventry Green Townhouse (Off Transit Road)
On October 10, 1990 the developer tendered to the Town Clerk an Application for Approval of Subdivision Preliminary Plat Plan along with a filing fee of \$1,150.00. On July 11, 1990, the Planning Board approved the sketch plan for this development under the name of "Meadow Wood Townhouses" which was subsequently changed to "Coventry Green Townhouses". On January 22, 1991, the Municipal Review Committee adopted a Negative SEQOR Declaration on this matter. On February 6, 1991 the Planning Board approved the Preliminary Plat Plan subject to revisions to drainage, grading and paving plans. On April 2, 1991 the developer filed a final plat with the Building Inspector for review and distribution to the Town Board. On May 6, 1991, the Town Board approved the final plat for this development and authorized the filing of a map cover in the Erie County Clerk's office.

31. Subdivision Approval - The Crossings (Off Erie St.)
On June 5, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$590.00. Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.

32. Subdivision Approval - East Brook Estates (Off Bowen Road)
This matter awaits formal filing with the Town Clerk. No engineering review fee has been received.

33. Subdivision Approval - Grafton Park Subdivision (Broadway and Steinfeldt)
On September 5, 1990, an application for sketch plan approval was filed with the Building Inspector and distributed to various reviewers. On September 19, 1990, the Planning Board approved the sketch plan for this subdivision. On February 14, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On February 14, 1991, a \$1,060.00 subdivision filing fee was received by the Town Clerk. On February 27, 1991, a revised preliminary plat was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991, the Planning Board approved the preliminary plat with conditions that must be incorporated into the final plat. On May 6, 1991, the SEQOR Municipal Review Committee adopted a negative declaration.

34. Subdivision Approval - Indian Pine Village Phase II -
On October 9, 1990, an Application for Sketch Plan Approval was filed with the Building Inspector and referred to the Planning Board for review.

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

35. Subdivision Approval - Hillview Estates (Off Pleasant View Drive)
On April 15, 1991, the Town Board approved a final plat for this subdivision and authorized filing of a map cover in the Erie County Clerk's Office. This item remains on agenda until map cover is filed.
36. Subdivision Approval - Lake Forest South (Off Lake Avenue)
On March 19, 1991, the Town Board approved the final plat for this subdivision and authorized the filing of a map cover in the Erie County Clerk's Office. This item remains on agenda until map cover is filed.
37. Subdivision Approval - Larkspur Acres (Off N. Maple Drive)
On January 9, 1991, an application for sketch plan approval was filed with the Building Inspector and referred to the Planning Board for review. On February 6, 1991 the Planning Board approved the sketch plan with four conditions which must be incorporated into the Preliminary Plat Plan. On March 6, 1991, the Planning Board approved the preliminary plat conditional upon approval of the Town Engineer. On April 8, 1991, the Town Engineer approved the construction plans.
38. Subdivision Approval - Parkedge (Off William Street)
On October 18, 1989, the Planning Board approved the sketch plan for this project. On March 6, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On March 6, 1991, a \$1285.00 subdivision filing fee was received by the Town Clerk. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration.
39. Subdivision Approval - Stony Brook Subdivision, Phase II (South Side of Pleasant View Drive)
On September 5, 1990, an application for sketch plan approval was filed with the Building Inspector and referred to various reviewers. On February 28, 1991, an application for preliminary plat approval was filed with the Town Clerk and referred to the Building Inspector for distribution to various reviewers. On February 28, 1991, a \$835.00 subdivision filing fee was received by the Town Clerk. On March 6, 1991, the Planning Board approved the preliminary plat conditional upon approval by the Town Engineer. On May 6, 1991, the SEQR Municipal Review Committee adopted a negative declaration. On May 6, 1991, the Town Board approved the final plat for this subdivision and authorized the filing of a map cover in the Erie County Clerk's office.
40. Subdivision Approval - Town Square Townhouses (Broadway east of Bowen)
This project was in the process of approval prior to adoption of the current zoning ordinance and is therefore a grandfathered project. On July 9, 1990, the Municipal Review Committee adopted a SEQR Negative Declaration on this project. On January 16, 1991, the Planning Board recommended approval of the project subject to the Town Board's resolution of three Planning Board concerns.
41. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)
On October 4, 1989, the Planning Board approved the site plan for this subdivision. On October 13, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$415.00. On August 6, 1990, the Town Board adopted a SEQR negative declaration on this matter.

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STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)

42. Subdivision Approval - Woodgate (Josala - Off Aurora St.)

On August 1, 1989, the developer tendered to the Town Clerk a subdivision filing fee of \$1350.00. On September 6, 1989, the Planning Board approved a sketch plan for this subdivision. On November 20, 1989, a SEQR negative declaration was adopted. On April 3, 1991 the Building Inspector transmitted to the Town Board a revised preliminary plat showing the U.S. Corps of Engineers wetlands within the project.

PERSONS ADDRESSING THE TOWN BOARD:

James Dilapo, owner of Forestream Subdivision, spoke to the Town Board about the unsightly Tops Market building being constructed on the north subdivision boarder.

Sherry and Jeff Becker, 31 Glendale Drive,

Christopher and Michele Musial, 19 Glendale Drive and

Shirley Turner, 27 Glendale Drive spoke to the Town Board relative to an amended site plan for the Glenridge Village Condominium Project.

Anthony Gallo, 14 Wainwright Court and Charles Reich, 10 Wainwright Court spoke to the Town Board relative to screening between the Marriott Hotel and his property.

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COMMUNICATIONS**DISPOSITION**

508. Town Clerk to Planning Board Chairman - Comments regarding final plat plan for Indian Pine Village, Phase II.	PLANNING COMMITTEE
509. Town Assessor to Town Board - Transmittal of Resolution passed by Town of Amherst terminating its participation in the Erie County Consortium.	R & F
510. Bowmansville Vol. Fire Assn. to Town Board - Addition to roster.	R & F
511. Erie County Dept. of Planning to Zoning Board - Concerns regarding proposed Belmont Shelter Townview Apartments.	R & F
512. Mary Sullivan to Town Supervisor - Contract negotiations for Lancaster/Depew Community Theater.	R & F
513. Erie County Dept. of Health to Supervisor - Transmittal of approved permit for Stony Brook Phase II water line extension.	R & F
514. Town Attorney to Lancastershire Inc. - Advise Lancastershire final plat incomplete.	TOWN ATTORNEY
515. Buffalo ILDC to Members of Erie County Consortium- Erie County Small Business Development Fund Loan Closings information.	R & F
516. Lancaster School Superintendent to Supervisor - Concerns regarding new student parking lot.	TOWN ATTORNEY SUPERVISOR
517. Supervisor to NYS Div. of Equalization and Assessment and Dept. Commissioner of Finance - Request information regarding proposal to withdraw from Revaluation Consortium.	SUPERVISOR
518. NY Planning Federation to Supervisor - Local Land Use Workshop on 5/15-16/91 at Jamestown Community College.	R & F
519. Erie County Dept. of Finance to Supervisor - Comments regarding IDA Agreements.	R & F
520. Town Clerk to Planning Board Chairman - Transmittal of rezone petition for G. Zafirakis	R & F
521. Police Chief to Town Board - Advise Board of streets in Indian Pine Village Phase II Subdivision.	R & F
522. Police Chief to Town Edge Development Group - Approval of "Towne Square Drive" for private roadway within Towne Square Townhouses.	R & F
523. Police Chief to Marrano/Marc Equity Corp. - Approval of "Whitestone Lane" in Stony Brook, Phase II Subdivision.	R & F
524. Town Clerk to Various County and State Dept's. - Notification of appointment of Mary Terranova to position of Library Trustee to fill vacancy created by resignation of Susanna Addesa.	R & F
525. Assessor to Town Attorney - Comments re: Consortium's application for payment No. 4.	R & F
526. Town Line V.F.D. to Town Board - Invitation to participate in annual "Community" Memorial Day services on 5/27/91.	R & F

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COMMUNICATIONS**DISPOSITION**

527. Speaker Mel Miller to Town Clerk - Comments re: budget.	R & F
528. Town Attorney to NYSEG - Comments re: reimbursement for damaged trees at 182 and 186 Iroquois Ave.	TOWN ATTORNEY, TREE PLANTING COMMITTEE
529. Town Attorney to M/M B.W. Parker, 556 Lake Ave. - Response to letter in the Bee re: grievance against developer who encroached on property.	TOWN ATTORNEY
530. DiDonato Associates to Supervisor - Notification that detention/settling basins location will be revised - Glenridge Village Condos.	TOWN ATTORNEY
531. Supervisor to Highway Supt. - Request endorsement of concurrence or objection to reimbursement for highway equipment re: high school parking lot.	TOWN SUPERVISOR
532. Supervisor to Highway Supt. - Request remedial work on Rollingwood Dr.	HIGHWAY COMMITTEE
533. County Finance Dept. to Consortium Member Communities - Transmittal of opinion from County Attorney Office re: member terminating from contractual relationship with organization.	R & F
534. Pleasantview Associates to Town Board - Request determination of actual cost of inspection deposits for P.I.P. Nos. 201, 202 and 203 within Stony Brook Subdivision, Phase I	R & F
535. County Div. of Highways to Supervisor - Transmittal of specs re: Penora St. Pre-cast Concrete Box Culvert Project.	R & F
536. HAZMAT Team Commander to Town Board - Concerns re: HAZMAT contract with Village of Alden.	PUBLIC SAFETY COMMITTEE
537. Dir. of Adm. and Finance to Town Board - Comments re: course of action to be taken re: resolution authorizing refunds of tax penalties.	TOWN SUPERVISOR
538. <u>Talk of the TOWNS</u> - Article entitled "Erie County Supervisors Take Albany by Storm" - re: proposed State budget cuts.	R & F
539. County Div. of Highways to Supervisor - Notice of closing of Ransom Rd. on 5/16/91.	POLICE CHIEF
540. County Div. of Highways to Supervisor - Notice of closing of Town Line Rd. on 5/20/91.	POLICE CHIEF
541. Historical Society to Supervisor - Request use of front of Town Hall on 5/17 and 5/19 for geranium sale.	R & F
542. Joseph Aquino, 399 Lake Ave., to Supervisor - Comments re: retention ditch - Indian Pine Village.	DRAINAGE COMMITTEE
543. Town Engineers to Forestream Village, Inc. - Advisement re: items not completed within of items within Forestream Village.	BUILDING INSPECTOR
544. Speaker Mel Miller to Supervisor - Comments re: proposed State Budget cuts.	R & F

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COMMUNICATIONSDISPOSITION

545. NYSDEC to Supervisor - Transmittal of "Erosion and Sediment Control Guidelines".	<u>SUPERVISOR</u> _____ _____
546. County Comm. of Finance to Supervisor - Comments re: receipt of application for corrected tax roll.	<u>SUPERVISOR</u> _____ _____
547. NYSDEC to Town Attorney - Confirmation of letter re: trees on Iroquois Ave.	<u>ATTORNEY</u> <u>TREE CHAIRMAN</u> _____ _____
548. Amy Parker, 556 Lake Ave., to Town Attorney - Comments re: trespass of property by M.J. Peterson - Willow Ridge Subdivision.	<u>R & F</u> _____ _____
549. Planning Board to Town Board - Minutes from meeting held 5/15/91.	<u>R & F</u> _____ _____
550. Planning Board to Town Board - Recommendations re: Zafirakis rezone petition.	<u>R & F</u> _____ _____
551. Planning Board Chair. to Jerome Erickson - Advisement re: review process for Indian Pine Village, Phase II.	<u>PLANNING COMMITTEE</u> _____ _____
552. Building Inspector to Town Board - Notice of work stoppage order re: Southpoint Subdivision, Phase I.	<u>ATTORNEY</u> <u>BUILDING INSPECTOR</u> _____ _____
553. County Comm. of Finance to Receiver of Taxes - Notice of public auction to be held on 6/11/91 on foreclosed property.	<u>R & F</u> _____ _____

EXECUTIVE SESSION:

UPON MOTION DULY MADE SECONDED AND CARRIED, the Town Board went into executive session at 10:30 P.M. for the announced purpose of discussing a personnel matter. At 10:45 the Town Board reconvened. No action was taken in executive session.

ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 10:45 P.M.:

Signed

Robert P. Thill

Robert P. Thill, Town Clerk

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